

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 6049) TO AMEND THE INTERNAL REVENUE CODE OF 1986 TO PROVIDE INCENTIVES FOR ENERGY PRODUCTION AND CONSERVATION, TO EXTEND CERTAIN EXPIRING PROVISIONS, TO PROVIDE INDIVIDUAL INCOME TAX RELIEF, AND FOR OTHER PURPOSES

MAY 20, 2008.—Referred to the House Calendar and ordered to be printed

Mr. ARCURI, from the Committee on Rules, submitted the following

R E P O R T

[To accompany H. Res. 1212]

The Committee on Rules, having had under consideration House Resolution 1212, by a non-record vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 6049, the Renewable Energy and Job Creation Act of 2008, under a closed rule. The rule provides one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means. The rule waives all points of order against consideration of the bill except clauses 9 and 10 of rule XXI. The rule provides that the amendment in the nature of a substitute recommended by the Committee on Ways and Means now printed in the bill shall be considered as adopted and the bill, as amended, shall be considered as read. All points of order against provisions of the bill, as amended, are waived. This waiver does not affect the point of order available under clause 9 of rule XXI (regarding earmark disclosure).

The rule provides one motion to recommit with or without instructions. The rule provides that, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of the bill (except for clauses 9 and 10 of rule XXI) includes a waiver of rule XIII, clause 4, requiring a three-day layover of the committee report; includes a waiver of clause 3(c)(4) of rule XIII regarding a statement of general performance goals and objectives in the com-

mittee report; and includes a waiver of section 303 of the Congressional Budget Act, prohibiting consideration of legislation, as reported, providing new budget authority, change in revenues, change in public debt, new entitlement authority, or new credit authority for a fiscal year until the budget resolution for that year has been agreed to. Although the rule waives all points of order against the provisions of the bill, as amended, the Committee is not aware of any points of order. The waiver of all points of order is prophylactic in nature.

COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee record vote No. 501

Date: May 20, 2008.

Measure: H.R. 6049.

Motion by: Mr. Dreier.

Summary of motion: To make in order an amendment in the nature of a substitute by Rep. McCrery.

Results: Defeated 3–8.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Slaughter—Nay.

Rules Committee record vote No. 502

Date: May 20, 2008.

Measure: H.R. 6049.

Motion by: Mr. Dreier.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Brady, Kevin (TX), #2, which would strike Section 311, the “Attorney-Advanced Expenses” provision. The amendment would then apply the \$1.572 billion (over ten years) towards further lowering the floor of the refundable child credit (Section 302) over the same period.

Results: Defeated 3–8.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Slaughter—Nay.

Rules Committee record vote No. 503

Date: May 20, 2008.

Measure: H.R. 6049.

Motion by: Mr. Diaz-Balart.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Brady, Kevin (TX), #3, which expresses the Sense of Congress that the extenders bill should not be funded by offsets, but rather through spending reductions in the 110th Congress to be determined by the Appropriations Committee.

Results: Defeated 3–8.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Arcuri—Nay; Sutton—Nay;

Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Slaughter—Nay.

Rules Committee record vote No. 504

Date: May 20, 2008.

Measure: H.R. 6049.

Motion by: Mr. Hastings (WA).

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Brady, Kevin (TX), #1, which would extend the deduction for state and local sales taxes for a period of two years (through Jan 1, 2010), rather than the one year extension in the bill.

Results: Defeated 3–8.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Slaughter—Nay.

Rules Committee record vote No. 505

Date: May 20, 2008.

Measure: H.R. 6049.

Motion by: Mr. Hastings (WA).

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Roskam (MI), which would provide states and local units of government a tax credit for bi-fuel vehicles.

Results: Defeated 3–8.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Slaughter—Nay.

Rules Committee record vote No. 506

Date: May 20, 2008.

Measure: H.R. 6049.

Motion by: Mr. Hastings (WA).

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Shadegg (AZ), which would require that only those alternative fuels made for consumption in the United States be eligible for current tax credits.

Results: Defeated 3–8.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Slaughter—Nay.